

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Frank Nali v Department of Corrections**
Docket No. **259980**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The delayed application for leave to appeal and the motion to waive fees are DISMISSED seeing as plaintiff failed to pay the outstanding fee of \$375 in Docket No. 258805. Under state law, a prisoner may not file another civil appeal or original action in this Court until such time that either the Department of Corrections remits or the prisoner pays the entire outstanding balance due in a previous civil action. MCL 600.2963(8).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 28 2005

Date

Sandra Schultz Mengel
Chief Clerk